



VIA HAND DELIVERY JANUARY 23, 2002

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Hastings et al.

Attorney Docket No.: PF487

Application Serial No.: 09/466,778

Art Unit: 1653

Filed: December 20, 1999

Examiner: Mitra, R.

Title: Novel Hyaluronan-Binding Proteins and Encoding Genes

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JAN 25 2002  
FEDERAL REGISTER 1600/2900

**NOTICE OF APPEAL FROM THE EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents  
Washington, D.C. 20231

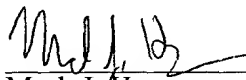
Sir:

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the Examiner, dated October 23, 2001 (Paper No. 16), which finally rejected claims 23-80 of the above-identified application. Applicants submit concurrently herewith (a) a Fee Transmittal Sheet (in dupl.); and (b) a Response Under 37 C.F.R. § 1.116.

Please charge the required fee of \$320.00, and any other fees deemed necessary, to Deposit Account No. 08-3425, as itemized on the enclosed Fee Transmittal Sheet.

Respectfully submitted,

Dated: January 23, 2002

  
Mark J. Hyman  
Attorney for Applicants

(Reg. No. 46,789)

01/25/2002 GTEFFERA 00000011 083425 09466778

01 FC:119 320.00 CH

**Human Genome Sciences, Inc.**  
9410 Key West Avenue  
Rockville, MD 20850  
Telephone: (240) 314-1224

Enclosures

Corres. and Mail

BOX AF

AF/1653

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Approved for use through 10/31/2002. OMB 0651-0032. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

# **FREE TRANSMITTAL** **for FY 2002**

Patent fees are subject to annual revision.

## **Complete if Known**

Application Number	09/466,778
Filing Date	December 20, 1999
First Named Inventor	Hastings et al.
Examiner Name	Mitra, R.
Group Art Unit	1653
Attorney Docket Number	PF487

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1600/2800

Total amount of payment **\$320.00**

## METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number **08-3425**Deposit Account Name **Human Genome Sciences, Inc.**

- ☒ Charge Any Additional Fee Required  
Under 37 CFR §§ 1.16 and 1.17
- ☐ Applicant claims small entity status.  
See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit Card ☐ Money Order ☐ Other\*

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

**SUBTOTAL (1)** **\$0.00**

### 2. EXTRA CLAIM FEES

		Extra Claims		Fee from below	Fee Paid
Total Claims					
Independent Claims	65	-65**	0	\$18.00	
Multiple Dependent	9	-9**	0	\$84.00	
				\$280.00	

Large Entity		Small Entity		Claims in excess of 20	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
103	18	203	9	Claims in excess of 20	
102	84	202	42	Independent claims in excess of 3	
104	280	204	140	Multiple dependent claim, if not paid	
108	84	209	42	** Reissue independent claims over original patent	
110	18	210	9	** Reissue claims in excess of 20 and over original patent	

**SUBTOTAL (2)** **\$0.00**

\*\* or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of appeal	\$320.00
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use hearing	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Statement	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	
145	100	145	100	Certificate of correction	
148	110	248	55	Statutory disclaimer	
561	3	561	3	Printed copy of patent, regular service	

Other fee (specify):

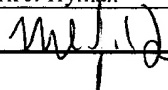
Other fee (specify):

\* Reduced by Basic Filing Fee Paid

**SUBTOTAL (3)** **\$320.00**

## Submitted By

Complete (if applicable)

Name (Print/Type) <b>Mark J. Hyman</b>	Registration No.: <b>46,789</b>	Telephone <b>(240) 314-1224</b>
Signature: 		Date: <b>January 23, 2002</b>

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.